

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
Alexandria Division

UNITED STATES OF AMERICA)
)
 v.) CRIMINAL NO. 05-CR-223
)
EMMANUEL OSHO)

STATEMENT OF FACTS

Were this case to go to trial, the government would prove beyond a reasonable doubt by competent and admissible evidence the following:

1. From in or about October 2003 through in or about January 2005, defendant EMMANUEL OSHO (“OSHO”) knowingly and intentionally participated in a scheme to defraud several credit card manufacturers and related financial institutions and to obtain money from them by means of materially false and fraudulent pretenses and representations.

The Scheme to Defraud

2. At all relevant times, OSHO was an employee of United Airlines working inside Dulles International Airport (“Airport”), in Dulles, Virginia, where his tasks included handling baggage and pallets of U.S. mail routed through the Airport on United flights.
3. Starting in or about October 2003 OSHO, along with others, participated in a scheme whereby OSHO stole from the U.S. mail routed through the Airport credit cards mailed by card manufacturers to customers living in northern Virginia and elsewhere on the east coast. After smuggling the cards out of the Airport, OSHO delivered them by car to at least one other participant in the scheme living in Brooklyn, New York (“Brooklyn Participant”). The Brooklyn Participant then re-sold the cards or distributed them to

“strikers.” “Strikers” were individuals who traveled to cities on the east coast and made cash advance withdrawals with the stolen cards.

4. While working in the Area of Operations (“AOA”) at the Airport, OSHO waited for opportunities to steal credit card mailings from pallets of mail off-loaded from United flights. He stole as many envelopes as he could at a given time, and placed them in a black duffle bag he kept with him in the AOA.
5. For the purpose of executing the scheme, OSHO often made interstate cellular telephone calls. For example, on days that he stole credit card mailings, at the end of his shift OSHO called the Brooklyn Participant to notify him that OSHO had obtained cards that day.
6. The Brooklyn Participant paid OSHO for the stolen cards by sending him, by Express Mail through the U.S. Post Office, Postal Money Orders, which OSHO then cashed.
7. Some of the cards stolen by OSHO, and later used to make fraudulent cash withdrawals, were issued by financial institutions, including, among others, Citigroup.

Interstate Cellular Telephone Call to Brooklyn Participant

8. On March 3, 2004, while at the Airport, OSHO twice used his cellular telephone to make interstate calls to the Brooklyn Participant in reference to OSHO’s theft of credit cards from the mails.
9. In the course of the scheme OSHO trafficked in unauthorized access devices, *i.e.*, stolen credit cards and their respective account numbers.
10. OSHO’s actions as described above were undertaken knowingly, willfully and unlawfully and did not result from accident, mistake or other innocent reason.

11. OSHO is not a citizen of the United States. He is a citizen of Nigeria.

Respectfully Submitted,

PAUL J. McNULTY
UNITED STATES ATTORNEY

By: _____
Andrew E. Lelling
Assistant United States Attorney

Lana M. Pettus
Special Assistant United States Attorney

After consulting with my attorneys and pursuant to the plea agreement entered into this day between me and the United States, I hereby stipulate that the above Statement of Facts is true and accurate, and that had the matter proceeded to trial, the United States could have proved the same beyond a reasonable doubt.

EMMANUEL OSHO
Defendant

I am EMMANUEL OSHO's attorney. I have carefully reviewed the above Statement of Facts with him. To my knowledge, his decision to stipulate to these facts is an informed and voluntary one.

Bruce Johnson, Jr.
Counsel for the Defendant